

SUMMARY REPORT DIGEST

CHICAGO POLICE DEPARTMENT

COMPLAINT LOG NO.

1022896

TYPE

CL

DATE OF REPORT (Day-Mo.-Yr.)

10 January 2009

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION. SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED. SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: ☒ CHIEF ADMINISTRATOR,
INDEPENDENT POLICE REVIEW AUTHORITY

☐ CHIEF,
INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME

David Wright

RANK

Sgt.

STAR NO.

1336

EMPLOYEE NO.

[REDACTED]

UNIT ASSIGN.

620

UNIT DETAILED

REFERENCE NOS. (LIST ALL RELATED C L., C. B., I. R., INVENTORY NOS., ETC., PERTINENT TO THIS INVESTIGATION)

RD#

ADDRESS OF INCIDENT

9100 S. Princeton

DATE OF INCIDENT - TIME

22 Dec 2008, 1800 hours

BEAT OF INCIDENT

634

ACCUSED

NAME	RANK	STAR NO.	EMPLOYEE NO.	UNIT ASSIGN.	UNIT DETAILED
1. Forberg, Brian	Det.	21249	[REDACTED]	620	
2. Eberle, Kevin	Det.	20817	[REDACTED]	620	
3.					
SEX/RACE	D.O.B.	DATE OF APPOINTMENT	DUTY STATUS (TIME OF INCIDENT)		
1. M/2	[REDACTED] 60	10 Jul 95	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
2. M/2	[REDACTED] 68	22 Nov 93	<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
3.			<input type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	
IF APPLIES, DATE ARRESTED/INDICTED		CHARGES	COURT BRANCH	DISPOSITION & DATE	
1.					
2.					
3.					

COMPLAINANT

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE
[REDACTED]	[REDACTED]	Chicago, IL		[REDACTED]	F/1	[REDACTED] 85

VICTIMS

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE

WITNESSES

NAME	ADDRESS**	CITY	STATE	TELEPHONE	SEX/RACE	D.O.B./AGE

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

**IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

The complainant alleges that unknown officers towed her vehicle and arrested her without justification after she called the police for assistance. The reporting party alleges that the unknown officers failed to investigate the incident properly. The complainant further alleges that she was threatened by unknown officers regarding the incident against her and her friends.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).

In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SUMMARY

R/Sgt. assigned Complaint Log# 1022896, on 09 January 2009 for investigation. After several telephone attempts the complainant contacted R/Sgt on 14 January 2009, and stated that [REDACTED] were a victim of Homicide under case# [REDACTED] that occurred on 12 Dec.08, at 1758 hours. The complaint further stated that she was transported to the police station for questioning and subsequently learned that her vehicle was towed for police investigation. The Complainant further stated that she believed that she was mistreated because the assigned detectives Brain Forberg, and Kevin Eberle refused to answer all her questions about the homicide and would not release her vehicle. R/Sgt. learned through his investigation that the complainant was sitting in the vehicle with [REDACTED] and another individual that had been shot in this incident. The complainant called OEMC after the shooting and informed the operator that she knew who the offender was who killed [REDACTED]. The complainant has been subpoena to the Cook County Grand Jury on 23 January 2009 to explain the contradiction in her statements to detectives. R/Sgt. interviewed the detectives and they denied all the listed allegations.

On 23 January 2009, the complainant informed R/Sgt. that she no longer wish to pursue her complaint against the detectives, and that she would signed a refusal.

The complainant, [REDACTED] was presented with a letter of declination form, the complainant freely and voluntarily signed the letter of declination form and the investigation was terminated.

The Reporting Sgt presented the complainant with the sworn affidavit, which she refused to sign. She did however agree to sign the attached declination.

ATTACH-
MENTS

INVESTIGATIVE REPORTS-
SUPPORTING ALLEGATION
LIST ATTACHMENT NUMBERS:
0

INVESTIGATIVE REPORTS-
SUPPORTING ACCUSED MEMBER(S)
LIST ATTACHMENT NUMBERS:
7

PHYSICAL EVIDENCE LIST
ATTACHMENT NUMBERS:
0

TOTAL NUMBER OF ATTACHMENTS
SUBMITTED WITH THIS FILE:
9

FINDINGS - RECOMMENDATIONS

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation. Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for --- days (not to exceed 6 days).

FINDING: UNFOUNDED No Affidavit

RECOMMENDATIONS: No disciplinary action warranted

FEB 23 2009

DATE INITIATED (Date complaint was received for investigation)
09 January 2009

DATE COMPLETED (Date of this report)
28 January 2009

ELAPSED TIME (Total time expressed in days)
19 Days

Investigator will initiate the Command Channel Review form by
completing the Investigator's Section.

IF

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE WITH ITEM

ATTACHMENTS

#1- Face Sheet

#2-Complainant Interview [REDACTED]

#3-Administrative Proceeding Rights/Notification of Charges/Allegations (Detective Brian Forberg)

#4-Administrative Proceeding Rights/Notification of Charges/Allegations (Detective Kevin Eberle)

#5-To-From Subject Report (Detective Brian Forberg)

#6- To-From Subject Report (Detective Kevin Eberle)

#7- Declination Form

#8-Genral Offense Report

#9- Case Supplementary Report

#10-Sworn Affidavit (Refused)